

**CITY OF UNION CITY
COUNTY OF HUDSON, STATE OF NEW JERSEY**

ORDINANCE 2022-21

**ORDINANCE AMENDING CHAPTER 4 “ADMINISTRATION OF GOVERNMENT”
ARTICLE XIII OF THE CODE OF THE CITY OF UNION CITY
ENTITLED “POLICE DEPARTMENT” TO
AMEND THE RATE OF FEES FOR OFF-DUTY DETAILS**

WHEREAS, the City has established regulations and fees for off-duty police details; and

WHEREAS, Section 4-77 “Off-duty details” sets forth the that the Chief of Police may establish regulations for coordination, control and scheduling of the off-duty details; and

WHEREAS, private parties are able to hire Union City Police Officers for traffic, security and other such duties; and

WHEREAS, it is appropriate to charge a fee for the private use of the City’s Police Officers; and

WHEREAS, it is appropriate to provide for an additional fee for these off-duty details when use of a police vehicle is involved since the use of the vehicle incurs costs for the City, which should be reimbursed; and

WHEREAS, all City and Board of Education sponsored events that require police details should remain at a lower rate as these fees are paid with City tax dollars collected from City residents, and therefore should not be charged at the higher rate charged to private contractors and private vendors; and

WHEREAS, the Board of Commissioners of the City of Union City wishes to amend this Chapter to increase the rate of fees charged for off-duty police details.

NOW THEREFORE, BE IT ORDAINED that the Mayor and Commissioners of the City of Union City, County of Hudson, State of New Jersey do hereby amend the ordinance as follows:

SECTION ONE

Chapter 4 Section 4-77 “Off-duty details” is deleted in its entirety and replaced with the following:

- A. The Chief of Police may establish regulations within the Police Department providing for control, coordination, scheduling and approval of off-duty police details which conform to all applicable New Jersey State Attorney General guidelines and other controlling regulations. The Chief may modify such regulations from time to time to remain consistent with prevailing regulations or by other grounds that the Chief believes justify such change.
- B. Nongovernmental agencies. In the case of nongovernmental agencies, private contractors or vendors, the fees paid for hiring police officers shall be set by ordinance, and the current rate set is \$105 per hour. \$6 per hour shall be collected by the City as an administrative fee, and \$4 per hour shall be collected on behalf of the police union representing the officer. The remaining \$95 per hour shall be paid to the officer working the detail.
- C. Governmental agencies. In the case of governmental agencies, any City and Board of Education sponsored events, City construction projects or "special" details paid by the Union City Police Department, the fees paid for hiring police officers shall be set by ordinance, and the current rate set is \$70 per hour and shall be paid to the officer working the detail.
- D. All details shall be paid the same way irrespective of the rank of the officer working the detail.
- E. All off-duty police details which include the use of a police vehicle shall have an additional flat charge of \$100.00 per vehicle used during the detail.
- F. All fees for off-duty police details must be paid upon scheduling of the detail.

SECTION TWO:

Severability. If any term or provision of this Ordinance is held to be illegal, invalid, or unenforceable by a court of competent jurisdiction, in whole or in part, such determination shall not affect the validity of the remaining terms and provisions of this Ordinance.

SECTION THREE:

Repealer. To the extent that any provision of the Code of the City of Union City is found to conflict with this Ordinance, in whole or in part, this Ordinance shall control.

SECTION FOUR:

In order to avoid accidental repeal of existing provisions, the City Clerk and the Corporation Counsel are hereby authorized to change any chapter numbers, article numbers and/or section

numbers in the event that the codification of this Ordinance reveals that there is a conflict between those numbers and the existing Code.

SECTION FIVE:

This ordinance shall take effect upon passage and publication as required by law.


Commissioners	Yea	Nay	Abstain/Present	Absent
Lucio P. Fernandez	x			
Wendy A. Grullon	x			
Celin J. Valdivia	x			
Maryury A. Martinetti	x			
Mayor Brian P. Stack	x			

I HEREBY CERTIFY this to be a true and correct Ordinance of the City of Union City Board of Commissioners, introduced on November 1, 2022 and was further considered and adopted after a Public Hearing held on November 15, 2022 at the Academy for Advancement and Enrichment, 2210 Kerrigan Avenue, Union City, New Jersey 07087.

INTRODUCED: November 1, 2022

ADOPTED: November 15, 2022

ATTEST:



Hilda I. Rosario
Acting City Clerk

11/15/22

Date